

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent of:

Ronald Redline et al.

Patent No.: 6,200,451

Issue Date: March 13, 2001

Docket No. 2156-056

Title: Method for Enhancing the Solderability of a Surface

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RENEWED PETITION TO CORRECT INVENTORSHIP OF A PATENT

A Petition Under Rule 1.182 or in the Alternative, Under Rule 1.183, to Allow Assignee to Proceed on Behalf of a Deceased Inventor to Correct Inventorship Under 37 CFR 1.324 in a Patent was filed on October 11, 2012 regarding the above referenced patent. The petition was treated as a petition requesting waiver under 37 CFR 1.183 of 37 1.324 as it requires that a named inventor assent to the correction of the inventorship in an issued patent and a Decision on the Petition Under 37 CFR 1.183 was mailed on November 20, 2012.

In the Decision mailed on November 20, 2012, it was noted that effective September 16, 2012, 37 CFR 1.324(b) now states that:

Any request to correct inventorship of a patent pursuant to paragraph (a) of this section must be accompanied by:

- (1) A statement from each person who is being added as an inventor and each person who is currently named as an inventor either agreeing to the change

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of inventorship or stating that he or she has no disagreement in regard to the requested change;

- (2) A statement from all assignees of the parties submitting a statement under paragraph (b)(1) of this section agreeing to the change of inventorship in the patent, which statement must comply with the requirements of § 3.73(c) of this chapter; and
- (3) The fee set forth in §1.20(b).

In addition, effective September 16, 2012, 37 CFR 1.43 states that if an inventor is deceased or under legal incapacity, the legal representative of the inventor may make an application for patent on behalf of the inventor.

Therefore, it was concluded that Petitioner must identify the legal representative of the deceased inventor and obtain his or her signature on the statement in accordance with 37 CFR 1.324(b)(1) which statement should also identify the name of the legal inventor. The Petitions Attorney indicated that the petition is dismissed without prejudice to reconsider pending submission of a statement under 37 CFR §1.324(b)(1) signed by the legal representative of the deceased inventor, as well as a properly-signed Statement Under 37 CFR 3.73(c).

To that end, Petitioner is submitting concurrently herewith a Statement of John L. Cordani, Secretary of MacDermid Inc. on behalf of deceased inventor Ronald Redline. In addition, Petition is also submitting a Substitute Statement in Lieu of an Oath or Declaration For Utility or Design Patent Application (35 U.S.C. 115(d) and 37 CFR 1.64) (PTO/AIA/A02).

MacDermid, Inc. is the legal representative of Ronald Redline by way of an Employee's Agreement signed by Ronald Redline and in which Mr. Redline agreed that in the event that the Corporation (MacDermid, Inc. and its subsidiaries and affiliates) is

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unable to secure his signature whether because of physical or mental incapacity, or for any other reason whatsoever (emphasis added), to designate and appoint the Corporation and its duly authorized officers and agents as his agent and attorney-in-fact, to act for and in his behalf and stead to do lawfully permitted acts to further the prosecution and issuance of letters patent, copyright or other analogous protection thereon with the same legal force and effect as if executed by him. Based thereon, MacDermid, Inc. is the legal representative of Ronald Redline with regards to this patent and may execute a Substitute Statement on his behalf.

As to Item (1) above, statements of David Sawoska, Peter Kukanskis, Eric Yakobson and Donald Ferrier were provided with the initial submission on October 11, 2012. As indicated above, the Substitute Statement of John L. Cordani on behalf of Ronald Redline is also submitted concurrently herewith.

As to Item (2) above, a statement under 37 CFR 3.73(c) is attached hereto. In addition, a statement from MacDermid, Inc., the assignee of all right, title and interest in the above referenced patent, submitting a statement under paragraph (b)(1) of this section and agreeing to the change of inventorship in the patent was provided with the initial submission on October 11, 2012.

As to Item (3), the \$130 processing fee for correcting inventorship in a patent was submitted with initial submission on October 11, 2012 and it is not believed that this fee needs to be submitted again. However, in the event that a fee is due, please charge deposit account 50-0447.

It is respectfully submitted that the corrections described herein would not involve such changes in the patent that would constitute new matter or require reexamination.

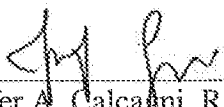
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Also provided with the initial submission on October 11, 2012 was a Certificate of Correction (Form PTO/SB/44), which was prepared to state the nature of the errors and the requested corrections. It is respectfully requested that the sealed Certificate of Correction be forwarded to the undersigned at the address listed below.

Based thereon, Petitioner respectfully submits that the present submission, when taken in combination with the prior submission filed on October 11, 2012 fulfills all of the requirements for correcting inventorship of the above-identified issued patent and it is hereby requested that the inventorship of the above-identified issued patent be corrected to add the names of Donald Ferrier and Eric Yakobson to the patent.

In the event that any issues remain which prevent the issuance of the Certificate of Correction, it is respectfully requested that the undersigned attorney be contacted at (203)575-2648 prior to the issuance of any correspondence in connection therewith so that any remaining issues can be promptly resolved.

Respectfully submitted,

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